

UNITED STATES DISTRICT COURT

DISTRICT OF HAWAII

DAVID DEMAREST and GREEN MOUNTAIN
MYCOSYSTEMS LLC,

Plaintiffs,

vs.

**DEFENDANT
THIRD AMENDED
EXHIBIT LIST**

Case No.: **22-CV-00064-JAO-KJM**

RAIED J. ALFOUADI; DOE DEFENDANTS 1-20,
DOE CORPORATIONS, 1-20, DOE GOVERNMENT
AGENCIES 1-20, DOE PARTNERSHIPS 1-20,

Defendants.

PRESIDING JUDGE				PLAINTIFF'S ATTORNEYS		DEFENDANT'S ATTORNEYS	
Honorable Jill A. Otake				Kevin W. Herring, Esq. Ryan M. Toyomura, Esq. Glenn Katon, Esq.		James V. Myhre, Esq. Brent K. Wilson, Esq.	
TRIAL DATE(S) October 20, 2025 September 15, 2025				COURT REPORTER Cynthia Fazio		COURTROOM DEPUTY Carla Cortez	
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES		
	201				Plaintiff's Complaint filed February 14, 2022		
	202				Plaintiff's First Amended Complaint filed June 20, 2024		
	203				Plaintiff David Demarest's Answers to Defendant Raied J. Alfouadi's First Request for Answers to Interrogatories dated February 15, 2023		
	204	10/21/25		10/21/25	Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 21, 2024		
	205				Certificate of Service [Re: Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 21, 2024]		

*Include a notation as to the location of any exhibit not held with the case file or not available because of size.

EXHIBIT AND WITNESS LIST – CONTINUATION

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	206				Email to Jared Washkowitz from Myhre & Storm transmitting Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 21, 2024
	207				Email from Jared Washkowitz to Myhre & Storm requesting a hard copy of Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 22, 2024
	208	10/21/25		10/21/25	Aerial photograph of Mala Wharf
	209	10/20/25		10/20/25	Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	210	10/20/25		10/20/25	Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	211	10/20/25		10/20/25	Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	212	10/20/25		10/20/25	Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	213	10/20/25		10/20/25	Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	214	10/20/25		10/20/25	Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	215	10/20/25		10/20/25	Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	216	10/20/25		10/20/25	Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:48 pm)
	217	10/20/25		10/20/25	Photograph of Jeff Pratt with yellow diesel can and yellow flotation taken 1/2/22 (4:48 pm)

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PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	218	10/20/25		10/20/25	Photograph of Jeff Pratt with yellow diesel can, yellow flotation and garbage bag taken 1/2/22 (4:48 pm)
	219	10/20/25		10/20/25	Photograph of Mala Wharf with boat, mast, Jeff Pratt and Raied Alfouadi taken 1/2/22 (5:08 pm)
	220	10/20/25		10/20/25	Photograph of Mala Wharf with boat, mast and Jeff Pratt taken 1/2/22 (5:08 pm)
	221	10/20/25		10/20/25	Photograph of Mala Wharf with boat, mast and Jeff Pratt taken 1/2/22 (5:09 pm)
	222	10/22/25		10/22/25	Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	223	10/22/25		10/22/25	Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	224				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
	225	10/20/25		10/20/25	Close-up photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
	226	10/20/25		10/20/25	Photograph of Mala Wharf and boat looking toward shore taken 1/4/22 (5:00 pm)
	227				Photograph of Mala Wharf and boat looking toward shore taken 1/4/22 (5:00 pm)
	228	10/22/25		10/22/25	Photograph of Mala Wharf and boat with Jeff Pratt on boat
	229	10/22/25		10/22/25	Night photographs of Mala Wharf and boat (nos. 1-4) taken 1/2/22 by Cory Fernandez
	230	10/22/25		10/22/25	Photographs of Mala Wharf and boat debris (nos. 5-10) taken 1/7/22 by Cory Fernandez
	231				Photograph of Mala boat ramp, jetty and wharf
	232				Photograph of Mala Wharf and boat

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	233				Photograph of boat and jetty
	234				Photograph of blocked entrance to Mala Wharf
	235				Photograph of beginning of Mala Wharf
	236				Photograph of middle of Mala Wharf
	237	10/22/25		10/22/25	Photograph of Mala boat ramp, jetty and wharf
	238	10/21/25		10/21/25	Close-up photograph of Mala boat ramp, jetty and wharf
	239				Photograph of Mala jetty and wharf
	240				Photograph of Mala jetty and wharf
	241				Photograph of Mala jetty and end of wharf
	242				Photograph of Mala jetty and wharf looking north
	243				Photograph of Mala jetty and wharf looking toward shore
	244				Photograph of Mala boat ramp, jetty and wharf looking toward shore
	245	10/21/25		10/21/25	Photograph of Lahaina Welding
	246	10/21/25		10/21/25	Close-up photograph of Lahaina Welding
	247	10/21/25		10/21/25	Photograph of Mala boat ramp, jetty and wharf taken from Lahaina Welding
	248	10/22/25		10/22/25	Recreational Boating Accident Report dated 1/4/22
	249				Affidavit of Facts signed by David Demarest
	250				Investigation Report by Cory Fernandez dated January 2, 2022
	251				Notes by Cory Fernandez
	252	10/22/25		10/22/25	Raied Alfouadi's email to Cory Fernandez dated 1/7/22

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	253				State Farm Boat Owner's Declaration
	254				State Farm Boat Owner's Policy
	255				Records produced by State of Hawaii, Department of Land and Natural Resources, Division of Boating and Ocean Recreation
	256				DLNR Lay Net Registration issued to Raied J. Alfouadi
	257	10/20/25		10/20/25	DCCA Application for Certificate of Authority for Foreign Limited Liability Company
	258				State of Vermont Office of Secretary of State Certificate of Good Standing
	259	10/20/25		10/20/25	Department of Commerce and Consumer Affairs Certificate of Authority dated January 14, 2022
	260				DCCA Green Mountain Mycosystems, LLC. business registration dated January 12, 2022
	261				Green Mountain Mycosystems, LLC.'s website
	262				Diary of work performed by David Demarest
	263	10/22/25		10/22/25	Worksheet of Expenses for Salvage and Wreck Disposal of Grounded Vessel HA 6874H by Green Mountain Mycosystems, LLC.
	264	10/21/25		10/21/25	Preliminary Scopic Sheet
	265				David Demarest's expense receipts
	266				Sebastian Coppes' Curriculum Vitae
	267				Sebastian Coppes' Fee Schedule
	268				Sebastian Coppes' Report dated April 18, 2023
	269				Sebastian Coppes' Report dated November 30, 2023
	270				William Leschaeve's Curriculum Vitae

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	271				William Leschaeve's Fee Schedule
	272				William Leschaeve's Report dated September 12, 2023
	273				William Leschaeve's Report dated March 21, 2024
	274				Email string between David Demarest and DLNR representatives Russell Sparks and Brian Neilson
	275				Photo of lift bag box 572499
	276				Photo of Lift bag box invoice no. 7171
	277				Photo of Lift bag box 572499
	278				Photo of Lift bag box 572499
	279				David Demarest Timesheet
	280				Jeffrey Pratt Timesheet
	281				Contract for Exchange of Services (Demarest/McCarthy)
	282				Lloyd's Standard Form of Salvage Agreement
	283	10/22/25		10/22/25	Scopic Rates 2020
	284				Lloyd's Form of Salvage Agreement for Grounded 29 foot Sailing Vessel HA 6874H
	285				Web posting of items on CL despite a federal lien
	286				Web posting attempts to illegally sell on Craigslist
	287				Email dated 1/19/22 from David Demarest to Robert T. Abrew
	288	10/23/25		10/23/25	Text message between Matthew McCarthy and Raied Alfouadi
	289				Photographs of Mala Wharf and surrounding
	290				Video [20220104_194037V] Night boat in water

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	291				Video [20220104_200331V] Night boat in water with dinghy.
	292				Video [20220104_215807V] Debris on rock jetty and boat in water secured.
	293	10/21/25		10/21/25	Video [20220106_073124V] Gas tank and other contents at Lahaina Welding.
	294	10/21/25		10/21/25	Video [20220106_143638V] Contents in dumpster at Lahaina Welding
	295	10/21/25		10/21/25	Video [20220106_161400goodvideoondustextractionV]
	296	10/21/25		10/21/25	Video [20220106_175359LahainaWeldingPartialExample OfItemsUsedV]
	297	10/21/25		10/21/25	Video [20220106_181058V] Dust at wharf and rock jetty.
	298				Video [20220107_081524V] Demarest's feet and hands.
	299				Video [20220108_141125V] Tour guides with snorkels in vicinity of Mala Wharf.
	300				Video [20220108_154155documentationofpartofteamands alvagegoingonatbusypublicrampV]
	301				Video [20220108_155647epoxyV] Truck with contents.
	302				Video [20220109_073859V] Truck
	303				Video [20220109_091933V] Clear day of wharf and jetty.

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	304				Video [20220109_120355documentingsignificanttouristus eofareaafterwreckV] Truck, jetty and wharf.
	305				Video [20220109_171825V] Clear day wharf, jetty and ocean.
	306				Video [20220111_080513V] Debris, truck at Lahaina Welding.
	307				Video [20220113_124734V] Boat pieces at Lahaina Welding.
	308				Video [20220115_112324V] Contents in pickup truck.
	309				Coppes salvage photo overturned ship
	310				Coppes salvage photo burning ship with tug
	311				Coppes salvage photo burning ship with aircraft
	312				Coppes salvage photo listing ship
	313				US Coast Guard Basic Order Agreement rate sheet
	314				Alfouadi/State Farm Proof of Insurance
	315				Alfouadi/State Farm Declarations effective 1/22/22 to 1/22/23
	316				State Farm Boat Owner's Policy (BO-2100)
	317				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	318				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	319				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	320				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)

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	321				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	322				Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	323				Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	324				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:48 pm)
	325				Photograph of Jeff Pratt with yellow diesel can and yellow flotation taken 1/2/22 (4:48 pm)
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	327				Photograph of Mala Wharf with boat, mast, Jeff Pratt and Raied Alfouadi taken 1/2/22 (5:08 pm)
	328				Photograph of Mala Wharf with boat, mast and Jeff Pratt taken 1/2/22 (5:08 pm)
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	330				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	331				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	332				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
	333				Close-up photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
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	335				Photograph of Mala Wharf and boat looking toward shore taken 1/4/22 (5:00 pm)
	336				Plaintiff's Motion for Voluntary Dismissal Pursuant to F.R.C.P. Rule 41 (a)(2) [ECF No. 154]